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Attorneys for Defendant The Sherwin-Williams Company

THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH

LISA S. PEEL, Individually and as Personal
Representative of the Estate of EUGENE
SUDWEEKS, deceased, and THOMAS
EUGENE SUDWEEKS, as heirs of EUGENE
SUDWEEKS,

Plaintiffs,

vs.

HAMILTON MATERIALS, INC., KAISER
GYPSUM COMPANY, INC., KELLY-
MOORE PAINT COMPANY, INC., MURCO
WALL PRODUCTS, INC., THE SHERWIN-
WILLIAMS COMPANY,

Defendants.

**STIPULATED MOTION FOR DISMISSAL
OF THE SHERWIN-WILLIAMS
COMPANY WITHOUT PREJUDICE**

Civil No. 2:20-cv-00629-DBB-JCB

Judge David Barlow

Magistrate Judge Jared C. Bennett

Pursuant to Federal Rule of Civil Procedure, Rule 41(a)(2) and Local Rule DUCivR 7-1(a)(2)(G), defendant THE SHERWIN-WILLIAMS COMPANY and plaintiffs LISA S. PEEL, individually and as Personal Representative of the Estate of EUGENE SUDWEEKS, DECEASED, and THOMAS EUGENE SUDWEEKS, as heirs of EUGENE SUDWEEKS, by and through their respective counsel of record, hereby agree and stipulate that they have reached a resolution of this matter and, therefore, agree, stipulate, and jointly move for an order

dismissing all claims in this action asserted against THE SHERWIN WILLIAMS COMPANY
WITHOUT PREJUDICE, with each party to bear its own costs, expenses and attorneys' fees.

A proposed order has been submitted herewith.

DATED this 2nd day of March, 2022.

/s/ Katherine Venti

KATHERINE VENTI

PARSONS BEHLE & LATIMER

Attorneys for The Sherwin-Williams Company

/s/ Barrett Naman

BARRETT NAMAN

THE NEMEROFF LAW FIRM

Attorneys for Plaintiffs

Signed electronically, with permission

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of March, 2022, I caused a true and correct copy of STIPULATED MOTION FOR DISMISSAL OF THE SHERWIN WILLIAMS COMPANY WITHOUT PREJUDICE to be sent via electronic mail to all counsel of record as follows:

Barrett B. Naman: barrettnaman@nemerofflaw.com

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/s/ Katherine Venti